

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Andreas WEH et al

Confirmation No. 5404

Serial No. 10/529,909

Attention:

Based on PCT/DE 03/03231

Frederick Smith

PCT INTERNATIONAL DIVISION

Docket No.: R.304298

**RESPONSE TO MISSING REQUIREMENTS UNDER 35 U.S.C. 371**

Commissioner for Patents  
P.O. BOX 1450  
Alexandria, VA 22313-1450

Sir:

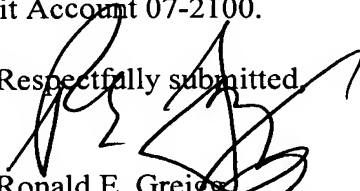
In response to the Notice of Missing Requirements Under 35 U.S.C. 371 dated October 23, 2006, please find the enclosed:

- 1) Copy of Form PCT / DO / EO / 905 dated October 23, 2006
- 2) Executed Declaration
- 3) Submission of Prior Art w/PTO/SB/08a including 7 references

The Commissioner is hereby authorized to charge payment of any or all fees associated with this communication to Deposit Account 07-2100.

Date: October 27, 2006

Respectfully submitted,

  
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## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
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U.S. APPLICATION NUMBER NO. 10/529,909	FIRST NAMED APPLICANT Andreas Weh	ATTY. DOCKET NO. R.304298
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INTERNATIONAL APPLICATION NO.

PCT/DE03/03231

I.A. FILING DATE

PRIORITY DATE

09/29/2003

10/01/2002

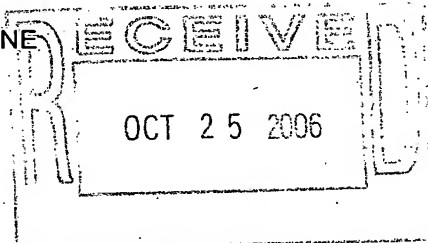
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CONFIRMATION NO. 5404

371 FORMALITIES LETTER



\*OC000000020925364\*

Date Mailed: 10/23/2006

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 04/01/2005
- Copy of the International Search Report filed on 04/01/2005
- Preliminary Amendments filed on 04/01/2005
- Information Disclosure Statements filed on 04/01/2005
- Oath or Declaration filed on 04/01/2005
- Request for Immediate Examination filed on 04/01/2005
- U.S. Basic National Fees filed on 04/01/2005
- Priority Documents filed on 04/01/2005
- Specification filed on 04/01/2005
- Claims filed on 04/01/2005
- Abstracts filed on 04/01/2005
- Drawings filed on 04/01/2005

DOCKETED

BY \_\_\_\_\_ ON \_\_\_\_\_

BY NEP ON 10/28/06DUE DATE December 23, 2006

CALL UP \_\_\_\_\_

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

FREDERICK SMITH

Telephone: (703) 308-9140 EXT 210

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/529,909	PCT/DE03/03231	R.304298

FORM PCT/DO/EO/905 (371 Formalities Notice)